

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/572,867
Applicant: John F. Rabolt et al.
Filed: March 21, 2006
Title: ACTIVE AND ADAPTIVE PHOTOCHROMIC FIBERS, TEXTILES AND
MEMBRANES
TC/A.U.: 1791
Examiner: Leo B. Tentoni
Confirmation No.: 3642
Docket No.: UOD-215US

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

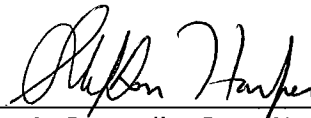
S I R :

Responsive to the Office Action mailed July 1, 2009, Applicants hereby elect to prosecute the invention of Group I corresponding to Claims 1-14 (drawn to a process of electrospinning a polymer dye solution)

However, Applicants traverse the restriction requirement and respectfully request reconsideration and withdrawal of such requirement. The subject matter recited in Claims 15-21, which are alleged to be directed to different inventions than Claims 1-14, requires fiber prepared by the process recited in Claim 1. However, the Examiner has not demonstrated that the products as claimed in Claims 15-21 can be made by a process that is materially different from the process recited in Claim 1, as required by MPEP Section 806.05(f). Additionally, Applicants submit that it would not be a serious burden upon the Office to examine all the pending claims together, in view of the dependence of Claims 15-21 from Claim 1.

The Examiner is invited to contact Applicants' counsel at the number listed below if any issues related to the restriction requirement need further discussion.

Respectfully submitted,



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Dated: October 30, 2009

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

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